

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION**

UNITED STATES OF AMERICA, )  
Plaintiff, )  
v. ) No. 4:23-cr-00405-SEP  
JAMEEL A. SPANN, )  
Defendant. )

## **ORDER ADOPTING REPORT AND RECOMMENDATION**

Before the Court is Defendant's Motion to Suppress Evidence and Statements, Doc. [31], which was referred to United States Magistrate Judge Joseph S. Dueker for review pursuant to 28 U.S.C. § 636(b). Having reviewed the parties' briefing, Docs. [32], [34], [48], [49], [54], [55], and noting the absence of any objection to Judge Dueker's Report and Recommendation,

**IT IS HEREBY ORDERED** that the Report and Recommendation of United States Magistrate Judge Joseph S. Dueker, Doc. [51], filed April 15, 2024, be and hereby is **SUSTAINED, ADOPTED, and INCORPORATED** herein.

**IT IS FURTHER ORDERED** that Defendant's Motion to Suppress Evidence, Doc. [31], is **GRANTED** as to the magazine seized from the nightstand but in all other aspects is **DENIED**.

**IT IS FURTHER ORDERED** that Defendant's Motion to Suppress Statements, Doc. [31], is **DENIED**.

**IT IS FINALLY ORDERED** that this matter is set for trial Monday, July 8, 2024, at 9:00 AM.

Dated this 12th day of June, 2024.

*Sarah E. Pitlyk*  
SARAH E. PITLYK  
UNITED STATES DISTRICT JUDGE